

OPINION
56-174

September 7, 1956 (OPINION)

SCHOOL DISTRICTS

RE: Residents - Tuition if Nonresident

We have received your letter of recent date with reference to a school residence problem.

If the patron you describe moves into town for the sole purpose of sending his children to the town school, the town school is entitled to tuition payments. On the other hand, if he moves into town intending to make his home there he becomes a resident for school purposes in the town.

If your school district is furnishing a school in your district and the patron has reasonable access to such school, your district is not obligated to pay tuition fees because the patron moves into town. If the patron moves to town only to send his children to school, and your district is furnishing him a school to which he has reasonable access, the patron would have to pay the town school tuition charges out of of his own pocket.

LESLIE R. BURGUM

Attorney General